

COUNTY OF



ALLEGHENY

RICH FITZGERALD
COUNTY EXECUTIVE

October 29, 2019

Adrien Salzberg
MuckRock News

Email – 81979-44720059@requests.muckrock.com

Re: RTK – Final Response

Dear Mr. Salzberg:

This is in response to your attached request for records made pursuant the Pennsylvania Right-to-Know Law (RTKL). Your request, which this Office received on October 22, 2019, is for the following records:

Any and all records from January 1, 2019, to the date this request is processed, concerning election complaints forwarded to the county from the Pennsylvania Department of State. A spreadsheet obtained via a previous request to the department showed that in 2019, 10 election complaints were submitted to Allegheny County, including 1 instance each of bribery/coercion and poll worker violations, and 8 other complaints. Responsive documents would include investigations into these complaints and the findings of the elections division.

Your request must be respectfully denied because the County, after a diligent search, does not have any records responsive to your request. Section 705 of the RTK Law states in part that “an agency is not required to create a record that does not exist.” Because the County does not have records responsive to your request, no records can be made available. Therefore, under Section 705 of the RTK Law, your request for these records must be denied.

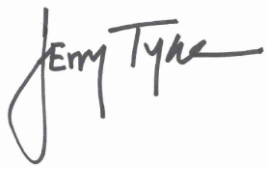
Pursuant to Section 1101 of the RTKL, a party denied access to a requested record may file a written appeal of the denial with the Pennsylvania Office of Open Records (“OOR”) within fifteen (15) business days of the mailing date of the local agency’s response. The OOR’s address is:

Pennsylvania Office of Open Records
333 Market Street - 16th Floor
Harrisburg, PA 17126-0333

October 29, 2019

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Sincerely,

A handwritten signature in black ink, appearing to read "Jerry Tyskiewicz". The signature is written in a cursive style with a large initial "J" and a horizontal line extending from the end.

Jerry Tyskiewicz, Director
County of Allegheny Open Records Officer

Allegheny County Elections Division
RTK Office
County Office Building, Room 604
542 Forbes Avenue
Pittsburgh, PA 15219

October 22, 2019

To Whom It May Concern:

Pursuant to the Pennsylvania Right to Know Act, I hereby request the following records:

Any and all records from January 1, 2019, to the date this request is processed, concerning election complaints forwarded to the county from the Pennsylvania Department of State. A spreadsheet obtained via a previous request to the department showed that in 2019, 10 election complaints were submitted to Allegheny County, including 1 instance each of bribery/coercion and poll worker violations, and 8 other complaints. Responsive documents would include investigations into these complaints and the findings of the elections division.

The requested documents will be made available to the general public, and this request is not being made for commercial purposes.

In the event that there are fees, I would be grateful if you would inform me of the total charges in advance of fulfilling my request. I would prefer the request filled electronically, by e-mail attachment if available or CD-ROM if not.

Thank you in advance for your anticipated cooperation in this matter. I look forward to receiving your response to this request within 5 business days, as the statute requires.

Sincerely,

Adrien Salzberg

Filed via MuckRock.com
E-mail (Preferred): 81979-44720059@requests.muckrock.com

For mailed responses, please address (see note):
MuckRock News
DEPT MR 81979
411A Highland Ave
Somerville, MA 02144-2516

PLEASE NOTE: This request was filed by a MuckRock staff reporter. Also note that improperly addressed (i.e., with the requester's name rather than "MuckRock News" and the department number) requests might be returned as undeliverable.

RECEIVED
2019 OCT 22 AM 10:32
COUNTY OF ALLEGHENY
DEPT OF ADMIN SERVICES

2019 OCT 22 AM 8:53
ALLEGHENY COUNTY
DEPT OF ELECTIONS